

HOUSE BILL 1344

By Shepard

AN ACT to amend Tennessee Code Annotated, Title 68,
Chapter 221 and Title 69, Chapter 3, relative to
solid waste.

WHEREAS, since 1969, the state of Tennessee has exercised general supervision over the operation and maintenance of solid waste and disposal facilities, which shall apply to all features of operation and maintenance which do or may affect the public health and safety or the quality of the environment; and

WHEREAS, the Tennessee department of environment and conservation has surveyed solid waste landfills to identify landfills that particularly damage the waters of the state; and

WHEREAS, there are specific techniques to clean up water pollution or to eliminate further migration of waste; now therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1.

(a) The division of water pollution control within the state department of environment and conservation shall analyze and evaluate landfills in Tennessee which are identified as contaminating the groundwater. The contaminated landfills shall be categorized in accordance with the following:

- (1) Number and severity of pollution problems;
- (2) Types and structures of pollution in common with other landfills;
- (3) Treatment methods which remediate problems common to multiple landfills;
- (4) Costs of treatment; and
- (5) General and specific methods to prevent future migration.

(b) The report shall:

(1) Describe methods to clean up landfills, particularly methods which may work at multiple landfills;

(2) Investigate costs, the likely reduction of groundwater pollution, and remedial methods to prevent future migration of pollution in groundwater;

(3) Evaluate funding and methods to clean up the most severely impacted landfills; and

(4) Determine what laws allow equitable assignment of costs to generators.

SECTION 2. The commissioner of environment and conservation is authorized to promulgate rules and regulations to effectuate the purposes of this act. All such rules and regulations shall be promulgated in accordance with the provisions of the Uniform Administrative Procedures Act.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.